

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

LA UNION DEL PUEBLO ENTERO, et al.,	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	5:21-CV-0844-XR
	§	(Consolidated Cases)
GREGORY ABBOTT, et al.	§	
<i>Defendants.</i>	§	

**DEFENDANT TRAVIS COUNTY DISTRICT ATTORNEY JOSÉ GARZA’S
UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE ANSWER TO
PLAINTIFFS’ LULAC TEXAS, VOTO LATINO, TEXAS ALLIANCE FOR RETIRED
AMERICANS AND TEXAS AFT’S SECOND AMENDED COMPLAINT FOR
DECLARATORY AND INJUNCTIVE RELIEF [ECF NO. 207]**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Defendant Travis County District Attorney José Garza (“District Attorney Garza”) and files this Unopposed Motion for Extension of Time to File Response to LULAC Plaintiffs’ Second Amended Complaint (ECF No.207) and in support thereof state as follows:

I.

LULAC Plaintiffs filed their Second Amended Complaint for Declaratory and Injunctive Relief on January 25, 2022 (ECF No. 207). District Attorney Garza was served with the Second Amended Complaint on February 4, 2022, and the current deadline for his response to the Second Amended Complaint is February 25, 2022.

District Attorney Garza respectfully requests that the Court grant a five (5) business-day extension of time to file his Response to LULAC Plaintiffs’ Second Amended Complaint. District Attorney Garza does not seek this motion for delay, but for good cause. This motion will not prejudice Plaintiffs as they do not oppose the relief requested. This extension is necessary to permit District Attorney Garza and his counsel sufficient time to further explore the appropriate

responsive pleading to be filed on behalf of District Attorney Garza at this time. The extension of time is warranted in the interest of justice, and to conserve the resources of the parties.

Pursuant to Local Rule CV-7(i), counsel for District Attorney Garza has conferred with Plaintiffs' counsel regarding the relief requested in the Motion. Plaintiffs do not oppose this extension.

II. CONCLUSION

For the foregoing reasons, the Court should grant District Attorney Garza's unopposed motion for extension of time for his Response, up to and including March 4, 2022.

Respectfully submitted,
DELIA GARZA
County Attorney, Travis County
P. O. Box 1748
Austin, Texas 78767
Telephone: (512) 854-9513
Facsimile: (512) 854-4808

SHERINE E. THOMAS
State Bar No. 00794734
Sherine.Thomas@traviscountytexas.gov
LESLIE W. DIPPEL
State Bar No. 00796472
Leslie.Dippel@traviscountytexas.gov

By: /s/ Anthony J. Nelson
Anthony J. Nelson
State Bar No. 14885800
Tony.Nelson@traviscountytexas.gov
Patrick T. Pope
State Bar No. 24079151
Patrick.Pope@traviscountytexas.gov

ATTORNEYS FOR DEFENDANT
JOSÉ GARZA, IN HIS OFFICIAL CAPACITY
AS TRAVIS COUNTY DISTRICT ATTORNEY

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this motion was served through the Court's CM/ECF Document Filing System upon each attorney of record and the original upon the Clerk of Court on this the 25th day of February, 2022.

/s/ Anthony J. Nelson
ANTHONY J. NELSON
Assistant County Attorneys

CERTIFICATE OF CONFERNCE

I certify that on February 25, 2022, counsel for Travis County District Attorney José Garza conferred with Plaintiffs' counsel, regarding the filing of Travis County District Attorney José Garza's Unopposed Motion for Extension of Time to File Response to LULAC Plaintiffs' Complaint. Counsel for Plaintiffs indicated she is UNOPPOSED to this motion.

/s/ Anthony J. Nelson
ANTHONY J. NELSON
Assistant County Attorney